

FORM PTO-1390 (REV 11-98)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER 1721-18
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) 09/403980
INTERNATIONAL APPLICATION NO. PCT/FR98/00883	INTERNATIONAL FILING DATE April 30, 1998	PRIORITY DATE CLAIMED 30 April 1997 28 January 1998
TITLE OF INVENTION POLYPEPTIDES ASSOCIATED WITH ACTIVATOR RECEPTORS AND THEIR BIOLOGICAL APPLICATIONS		
APPLICANT(S) FOR DO/EO/US VIVIER et al		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- ☒ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
- ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - ☒ has been transmitted by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)) **including translation of amended sheets of claims. Paper and computer readable translation of Sequence Listing.**
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - ☐ have been transmitted by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
 - ☐ have not been made and will not be made.
- ☐ A translation of the amendments to the claims under PCT Article 19 (U.S.C. 371(c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. To 16. Below concern document(s) or information included:

- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☒ A **FIRST** preliminary amendment **including New Figure 16 and highlighted copies of Figures 16, 10, 12, 14, 13, 11 and 15.**
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
- ☐ A substitute specification.
- ☐ A change of power of attorney and/or address letter.
- ☒ Other items or information. Copy of Request, PTO-1449 and International Search Report,

420 HCU PCT/PTO 29 OCT 1999

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5) <div style="font-size: 2em; font-weight: bold; margin-top: 5px;">09/403980</div> <div style="font-size: 0.8em; margin-top: 5px;">Unknown</div>		INTERNATIONAL APPLICATION NO. PCT/FR98/00883		ATTORNEY'S DOCKET NUMBER 1721-18																										
17. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY																										
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): -- Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$970.00 -- International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$840.00 -- International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2) paid to USPTO..... \$760.00 -- International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00 -- International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)\$96.00 <div style="text-align: right; margin-top: 10px;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div> <div style="margin-top: 10px;">Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</div>				<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">840 00</td><td style="width:50%;"></td></tr><tr><td style="text-align: right;">\$</td><td style="text-align: right;">130 00</td><td></td></tr></table>		\$	840 00		\$	130 00																				
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<table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th style="width:20%;">CLAIMS</th><th style="width:20%;">NUMBER FILED</th><th style="width:20%;">NUMBER EXTRA</th><th style="width:20%;">RATE</th></tr></thead><tbody><tr><td>Total Claims</td><td style="text-align: center;">25</td><td style="text-align: center;">-20 = 5</td><td style="text-align: center;">X \$18.00</td></tr><tr><td>Independent Claims</td><td style="text-align: center;">2</td><td style="text-align: center;">-3 = 0</td><td style="text-align: center;">X \$78.00</td></tr><tr><td colspan="3"></td><td style="text-align: right;">+\$260.00</td></tr></tbody></table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total Claims	25	-20 = 5	X \$18.00	Independent Claims	2	-3 = 0	X \$78.00				+\$260.00	<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">90 00</td><td style="width:50%;"></td></tr><tr><td style="text-align: right;">\$</td><td style="text-align: right;">0 00</td><td></td></tr><tr><td style="text-align: right;">\$</td><td style="text-align: right;">0 00</td><td></td></tr></table>		\$	90 00		\$	0 00		\$	0 00	
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TOTAL OF ABOVE CALCULATIONS =				\$ 1060.00																										
Reduction by 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">0.00</td><td style="width:50%;"></td></tr></table>		\$	0.00																							
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Processing fee of \$130.00, for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">0 00</td><td style="width:50%;"></td></tr></table>		\$	0 00																							
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Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">0.00</td><td style="width:50%;"></td></tr></table>		\$	0.00																							
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Fee for Petition to Revive Unintentionally Abandoned Application (\$1,210 - Small Entity Fee = \$605)				<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:10%; text-align: right;">\$</td><td style="width:40%; text-align: right;">0 00</td><td style="width:50%;"></td></tr></table>		\$	0 00																							
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charged	\$																													

a. ☒ A check in the amount of \$1060.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201
Telephone: (703) 816-4000

SIGNATURE

B.J. Sadoff
NAME

36,663
REGISTRATION NUMBER

October 29, 1999
Date

420 Rec'd PCT/PTO 29 OCT 1999

In re Patent Application of

VIVIER et al

Atty. Ref.: 1721-18

Serial No. Unknown

U.S. National Phase of PCT/FR98/00883

Group: Unassigned

Filed: October 29, 1999

Examiner: Unassigned

For: POLYPEPTIDES ASSOCIATED WITH
ACTIVATOR RECEPTORS AND THEIR
BIOLOGICAL APPLICATIONS

* * * * *

October 29, 1999

Assistant Commissioner for Patents
Washington, DC 20231

REQUEST TO THE CHIEF DRAFTSPERSON

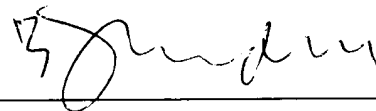
Sir:

Authorization is requested to amend Figure 16 to add the material underlined in red in the attached new Figure 16. No new matter has been added by this amendment for the reasons noted in the attached Preliminary Amendment.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:



B.J. Sadoff
Reg. No. 36,663

BJS:rdw
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